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JENNER & BLOCK LLP

June 14, 2019

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Via CM/ECF

The Honorable Timothy J. Sullivan
United States Magistrate Judge
United States Courthouse
6500 Cherrywood Lane
Greenbelt, Maryland 20770

Re: *NAACP, et al. v. Bureau of the Census, et al.*, No. 8:18-cv-0891 (D. Md.)

Dear Judge Sullivan:

The parties to the above-captioned matter submit this joint status report pursuant to Your Honor's instructions in the telephone conference held on June 10, 2019 and this Court's order (ECF 125). Counsel for the parties met and conferred regarding Plaintiffs' requests for production 3 and 6. The parties have reached agreement, described below, and believe that appointment of a special master is not necessary at this time.

1. Subject to Plaintiffs' reservation of their right to seek additional documents, Plaintiffs agree to narrow their consolidated RFPs 3 and 6 to searches of email (including attachments), and leave aside for the time being any shared drives.
2. The Government agrees to run the further revised search terms below first on Taylor's email files and then on the remaining email files of the other key custodians. These terms have been narrowed further to reduce the number of hits.
3. The Government agrees to produce the responsive non-privileged documents from the Taylor searches and a privilege log by June 28.
4. The Government agrees to produce the responsive non-privileged documents from the remaining key custodian email searches and a privilege log by July 8.

Revised / Consolidated Search Terms as of June 14 (Request Nos. 3 & 6):

Documents dated October 1, 2016 to the present that analyze or assess the impact of changes to funding for (1) the 2020 Census Integrated Partnership and Communications Program; (2) field

Approved
USMJ
June 17, 2019

operations (specifically Non-Response Follow-Up, in-field address canvassing, and Area Census Offices); and (3) contingencies. Documents responsive to this requests may contain the following search terms:

- ("Chang!" or "update" or "revis!") and ("hire" or "hiring" or "employ" or "employing" or "cost" or "budget" or "fund!" or "appropriat!") within 4 words of "partnership assistant"
- ("Chang!" or "update" or "revis!") and ("hire" or "hiring" or "employ" or "employing" or "cost" or "budget" or "fund!" or "appropriat!") within 4 words of "partnership specialist"
- "hire" or "hiring" or "employ" or "employing" within 4 words of "enumerator"
- "lister" within 4 words of ("cost" or "budget" or "fund!" or "appropriat!") and ("chang!" or "update" or "revis!")
- "Integrated Partnership and Communication" within 4 words of ("cost" or "budget" or "estimate" or "fund!" or "appropriate!") and ("Chang!" or "update" or "revis!")
- "IPC" within 4 words of ("cost" or "budget" or "estimate" or "fund!" or "appropriate!") and ("chang!" or "update" or "revis!")
- "2020 Census Integrated Communications Campaign" within 4 words of ("cost" or "budget" or "estimate" or "fund!" or "appropriate!") and ("chang!" or "update" or "revis!")
- "nonresponse followup" within 3 words of ("cost" or "budget" or "estimate" or "fund!" or "appropriate!") and ("chang!" or "update" or "revis!")
- "NRFU" within 3 words of ("cost" or "budget" or "estimate" or "fund!" or "appropriate!") and ("chang!" or "update" or "revis!")
- "address canvassing" within 3 words of ("cost" or "budget" or "estimate" or "fund!" or "appropriate!") and ("chang!" or "update" or "revis!")
- "contingency" or "contingencies" within 3 words of ("cost" or "budget" or "estimate" or "fund!" or "appropriate!") and ("chang!" or "update" or "revis!")

Respectfully submitted,

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[†] Application for D. Md. admission pending.

² This letter does not purport to state the views of Yale Law School, if any.

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